United Nations A/AC.182/L.100/Rev.1/Add.1

General Assembly

Distr.: Limited
18 March 2002
English
Original: Russian

Special Committee on the Charter of the United Nations and on the Strengthening of the Role of the Organization
18-28 March 2002

List of proposals and amendments to the Russian working paper entitled "Basic conditions and standard criteria for the introduction of sanctions and other coercive measures and their implementation" introduced during the first reading of the paper

Working paper submitted by the Russian Federation

Section I

Paragraph 1

Reformulate as follows:

As Security Council action under Chapter VII of the Charter of the United Nations, sanctions are a matter of the utmost seriousness and concern. Sanctions should be resorted to only with the utmost caution, when other peaceful options provided by the Charter are inadequate.

Paragraph 2

(a) Replace the words "in strict conformity" by the words "in conformity".

(b) Replace the words "neighbouring countries" by the words "third States".

(c) Delete the reference to a "time-frame".

(d) Replace with the following text:

Sanctions should be established in strict conformity with the Charter, with clear objectives, provision for regular review and precise conditions for their lifting. The Security Council has the ability to determine the time-frame of sanctions.

(e) Add the following text:

The imposition on a State which is the object of sanctions of additional conditions for the cessation or suspension of sanctions is not permissible except as a result of newly discovered serious circumstances.

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Paragraph 3

Replace the word "unambiguous" by the word "clear" and the word "must" by the word "may".

Paragraph 4

Delete the words "existing political order".

Paragraph 5

Add at the end of the paragraph the following wording from General Assembly resolution 51/242: "Sanctions regimes should be commensurate with these objectives".

Paragraph 6

Add at the end the following words: "The Secretariat must make an objective assessment of the consequences of sanctions for third States prior to their introduction in respect of the target State".

Paragraph 10

Replace with the following text:

"Sanctions regimes must also ensure that appropriate conditions are created for allowing an adequate supply of humanitarian material to reach the civilian population. Foodstuffs, medicines and medical supplies should be exempted from United Nations sanctions regimes. Basic or standard medical and agricultural equipment and basic or standard educational items should also be exempted; a list should be drawn up for that purpose. Other essential humanitarian goods should be considered for exemption by the relevant United Nations bodies, including the sanctions committees. In this regard it is recognized that efforts should be made to allow target countries to have access to appropriate resources and procedures for financing humanitarian imports."

Paragraph 11

Reformulate as follows:

"Following the introduction of sanctions, the Secretariat should be requested to provide assistance in monitoring their effects for third countries which have suffered or may suffer as a result of their implementation, so that the Security Council and its sanctions committees may receive timely information and early estimates in this respect and, while maintaining the effectiveness of the sanctions regime, may make the necessary corrections or partial changes to its implementation or to the regime itself in order to mitigate the negative impact of the sanctions on third countries."

Section II

Introduction and paragraph 1

Replace the words "humanitarian limits" and "humanitarian considerations" by the words "humanitarian aspects".

Paragraph 3

Add at the end the following words: "Sanctions regimes must correspond to the provisions of international humanitarian law, including human rights instruments".

Paragraph 4

Add at the end the following words: "Time-limits must be established for sanctions regimes; such time-limits may be extended only on the decision of the Security Council."

Paragraph 6

At the beginning of the sentence, add the word "additional" before the word "measures".

Paragraph 8

Replace the words "views of international humanitarian organizations of generally recognized authority" by the words "views of international humanitarian organizations whose mandates have been generally recognized".

Paragraph 9

Add at the end the following words: "Basic items for hygiene, sewage and sanitation equipment, emergency vehicles and other vehicles along with fuel and lubricants".

Paragraph 10

(a) Add to the list "principles of neutrality, independence and transparency".

(b) Add at the end the following words "a condition of providing such assistance should be the prior clearly expressed consent of the recipient State or a request on its part".

Paragraph 11

(a) Delete the words "must be taken into account" and insert the words "when necessary".

(b) ["as transparent as possible" — English remains the same]

Paragraph 12

Add at the end the following words "The threat or use of force for the purposes of distributing humanitarian aid must not occur, unless there is a decision to that effect by the Security Council."

Paragraph 13

Replace the words "humanitarian limits" by the words "humanitarian aspects".